

FILE

## BEFORE THE OHIO POWER SITING BOARD

In the Matter of the Application of )  
 Harrison Power LLC for a Certificate )  
 of Environmental Compatibility and )  
 Public Need for the Harrison Power )  
 Plant in Harrison County )


Case No. 17-1189-EL-BGN

FAX

NOTICE OF APPEARANCE

Please note that Erick L. Bauer of Erick Bauer Law will be appearing as co-counsel for Harrison Power LLC. All other counsel, including counsel of record designation, will remain the same.

Respectfully submitted,



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**CERTIFICATE OF SERVICE**

This document was filed via facsimile with the Ohio Power Siting Board on April 6, 2018. The undersigned certifies that a copy of the foregoing document is being served upon the persons below via electronic mail this 6th day of April 2018.

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<b>Plant in Harrison County</b>	)	
	)	

**MOTION FOR EXTENSION OF DEADLINES**

Pursuant to Ohio Adm.Code 4906-2-07(A), Harrison Power LLC (the "Applicant") respectfully requests that the dates for submitting testimony in this proceeding be extended from April 9 (Applicant) and April 13 (Staff and Intervenors) to April 30 and May 4 respectively. The Applicant also requests that the adjudicatory hearing established in the January 25 Order in this case be continued from April 16, 2018 to May 8, 2018. Additionally, Applicant requests that due to the publication of notice for the April 16, 2018 adjudicatory hearing, that a call and continue take place on that day. Good cause exists for granting this Motion, as set forth in the accompanying Memorandum in Support.

Finally, pursuant to Ohio Adm.Code 4906-2-27(C), Applicant requests an expedited ruling on this Motion. Counsel for the Applicant has contacted counsel for all other parties, and no party objects to the granting the sought extensions or the issuance of a ruling without the filing of memoranda.

Respectfully submitted,



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**MEMORANDUM IN SUPPORT**

To allow time for discussions between parties on the issues presented in the Staff Report of Investigation March 21, 2018 and submitted issues lists, Harrison Power LLC (the "Applicant") seeks an extension of the testimony submittal dates in this proceeding. Per the January 25, 2018 scheduling entry, Applicant must submit testimony by April 9, 2018 and testimony by Staff and intervenors is due April 13, 2018. The adjudicatory hearing is scheduled for Monday, April 16, 2018. The extension, if granted, would extend the date for Applicant's testimony to April 30, 2018 and the date for Staff and intervenor testimony to May 4, 2018. The Applicant also requests that a call and continue be held on April 16, 2018 with the hearing to reconvene on May 8, 2018.

This extension request is supported by good cause. First, as indicated above, the extension will give parties additional time to discuss the recommendations in the Staff Report of Investigation and the Applicant's issue list filed on March 28. Any resolution of issues through these discussions will narrow issues for hearing. Second, the current schedule is compressed, given that the issue lists were submitted on March 28 and the public hearing was just held yesterday, on April 5. Extending the testimony deadlines will not only allow for party discussions, but also provide parties with additional time to develop testimony following the public hearing.

All parties have been contacted to discuss the sought extension, and no party opposes the extension request. Thus, good cause exists to support the extension of the deadlines for filing of expert and factual testimony. Applicant respectfully requests that the extension request be granted. Given that the testimony deadline for Applicant is Monday, April 9, 2018, the Applicant requests an expedited ruling on this motion (which no party opposes).

Respectfully submitted,



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**CERTIFICATE OF SERVICE**

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Erick L. Bauer

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